

**TOWN OF MORRISON, COLORADO
BOARD OF TRUSTEES**

ORDINANCE NO. 489

**AN ORDINANCE AMENDING THE EXISTING GAS AND ELECTRIC
FRANCHISE WITH PUBLIC SERVICE COMPANY OF COLORADO BY
EXTENDING ITS EXPIRATION DATE TO AND INCLUDING JUNE 30,
2020**

WHEREAS, the Town of Morrison is a Colorado home rule municipality operating under a Charter approved by the electorate pursuant to Article XX of the Colorado Constitution and governed by its elected Board of Trustees; and

WHEREAS, the Board of Trustees has authority pursuant to the Home Rule Charter to enter into, amend and extend franchises for public utilities by ordinance; and

WHEREAS, in the exercise of this authority, the Board has previously granted a franchise to Public Service Company of Colorado for the provision of gas and electric utility service to the Town and its residents; and

WHEREAS, said franchise agreement is currently set to expire on May 1, 2020 as a result of a prior extension pursuant to Ordinance No. 487; and

WHEREAS, the parties are and have been engaged in good faith negotiations concerning the renewal of and/or adoption of a new franchise; and

WHEREAS, the outbreak in Colorado of the SARS-CoV-2, aka COVID-19, pandemic has created substantial interruptions and delays in both governmental and private functions, resulting in the need for additional time to conclude negotiations on this franchise renewal; and

WHEREAS, the Board finds that extending the current franchise to and including June 30, 2020 will serve the public interest;

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Morrison, Colorado, that:

SECTION 1. The franchise agreement with Public Service Company of Colorado, adopted by Ordinance No. 253, is hereby extended to and including June 30, 2020.

SECTION 2. Severability. If any article, section, paragraph, sentence, clause or phrase of this ordinance, or the standards adopted herein is held to be unconstitutional or invalid for any reason, such decision will not affect the validity or constitutionality of the remaining portions of this ordinance. The Board of Trustees hereby declares that it would have passed this ordinance and each part hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

SECTION 3. Effective Date. This ordinance shall take effect fifteen (15) days after final adoption and publication as provided by Section 3.14 of the Home Rule Charter.

INTRODUCED, READ, PASSED AND ADOPTED this 7th day of April 2020, by a vote of _____ ayes and _____ nays.

TOWN OF MORRISON:

Sean K. Forey, Mayor

ATTEST:

Lyndsey Paavilainen, Town Clerk

Posted pursuant to Charter 3.14 on March 27, 2020

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